

Applicants : Thomas E. Ward III et al
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INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97, applicants
hereby make the following documents of record in the above-
identified patent application:

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In accordance with *Dayco Products Inc. v. Total Containment Inc.*, Fed. Cir., No. 02-1497 (2003), the Examiner is hereby advised that claims having some

similarity with the claims pending in the above-identified patent application were rejected by Examiner Ngoc K. Vu in co-pending Thomas E. Ward III., U.S. Patent Application No. 10/453,388, ("the '388 application") filed June 3, 2002. A copy of the rejection mailed in the '388 application is enclosed for the Examiner's convenience.

The documents listed under "U.S. Patent Documents", and "U.S. Published Applications," which are listed on the accompanying Form PTO/SB/08A (submitted in duplicate), fall under 37 C.F.R. § 1.98(a)(2)(ii) for which documents the requirement to provide copies is waived. Accordingly, no copies of the documents listed under "U.S. Patent Documents" and "U.S. Published Applications," are provided. Copies of the remaining documents are provided.

This Information Disclosure Statement is being filed after the mailing date of a first Office Action on the merits, but before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application. According to 37 C.F.R. § 1.97(c), the Director is hereby authorized to charge \$180.00 to Deposit

Account 06-1075 (Order No. 004029-0074) in payment of the fee set forth in § 1.17(p).

Applicants request that a copy of the enclosed Form PTO/SB/08A, as considered and initialed by the Examiner, be returned with the next communication. Consideration of the foregoing in relation to this patent application is respectfully requested.

Respectfully submitted,

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